

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
RICHMOND DIVISION**

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In re:	:	Chapter 11
	:	
CIRCUIT CITY STORES, INC., <u>et al.</u>	:	Case No. 08-35653-KRH
	:	
Debtors.	:	Jointly Administered
	:	Judge Kevin R. Huennekens
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NOTICE OF MOTION AND HEARING

PLEASE TAKE NOTICE THAT CCDC MARION PORTFOLIO, L.P. ("CCDC") has filed the *Motion and Supporting Memorandum for an Order Compelling Payment of Post-Petition Rent Pursuant to 11 U.S.C. §§ 365(d)(3)* (the "Motion"). A true and complete copy of the Motion has been filed with the Court and forwarded to you.

PLEASE TAKE FURTHER NOTICE THAT your rights may be affected. You should read the Motion carefully and then discuss it with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult with one.)

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Attorneys For CCDC Marion Portfolio, L.P.

PLEASE TAKE FURTHER NOTICE THAT if you do not want the Court to grant the relief sought in the Motion, or if you want the Court to consider your views on the Motion, you should attend the omnibus hearing scheduled for December 22, 2008 at 10:00 a.m. in the United States Bankruptcy Court for the Eastern District of Virginia, 701 East Broad Street, Courtroom 5000, Richmond, Virginia 23219.

PLEASE TAKE FURTHER NOTICE THAT, pursuant to the Case Management and Procedures Order entered by this Court on November 13, 2008 [Docket No. 130], any objection to the Motion shall be filed with the Clerk of the United States Bankruptcy Court, 701 East Broad Street, Richmond, Suite 4000, Virginia 23219, prior to the above scheduled hearing on the Motion, and shall be served on counsel for the Debtors, counsel for CCDC, counsel for the Official Committee of Unsecured Creditors, and the U.S. Trustee for the Eastern District of Virginia, Richmond Division, by December 15, 2008. Unless a written response is filed and served before the objection deadline, the Court may deem the opposition waived, treat the Motion as conceded, and issue an order granting the requested relief. If you mail your response to the Court for filing, you must mail it early enough so that the Court will receive it on or before the expiration of the objection deadline.

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If you or your attorney do not take these steps, the Court may decide that you do not oppose the relief sought in the Motion and may enter an order granting the relief requested in the Motion.

Dated: December 2, 2008

/s/ Robert S. Westermann
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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Notice of Motion and Hearing has been served on the parties receiving electronic notice via the Court's CM/ECF system and electronic means and the following parties via US regular mail, on this the 2nd day of December, 2008.

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